

LIPSON NEILSON P.C.  
J. WILLIAM EBERT, ESQ. (NV Bar No. 2697)  
LISA J. ZASTROW, ESQ. (NV Bar No. 9727)  
KAREN KAO, ESQ. (NV Bar No. 14386)  
9900 Covington Cross Drive, Suite 120  
Las Vegas, Nevada 89144  
(702) 382-1500 - Telephone  
(702) 382-1512 - Facsimile  
[bebert@lipsonneilson.com](mailto:bebert@lipsonneilson.com)  
[lzastrow@lipsonneilson.com](mailto:lzastrow@lipsonneilson.com)  
[kkao@lipsonneilson.com](mailto:kkao@lipsonneilson.com)

*Attorneys for Defendant  
Sunrise Highlands Community Association*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

BANK OF AMERICA, N.A., successor by  
merger to BAC HOME LOANS  
SERVICING, LP FKA COUNTRYWIDE  
HOME LOANS SERVICING, LP,

Plaintiffs,

vs.

KENNETH BERBERICH; SUNRISE  
HIGHLANDS COMMUNITY  
ASSOCIATION; ALESSI AND KOENIG,  
LLC,

Defendants.

CASE NO.: 2:16-cv-00279-GMN-CWH

**STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE SETTLEMENT  
CONFERENCE**

**(First Request)**

Defendant SUNRISE HIGHLANDS COMMUNITY ASSOCIATION ("HOA") and  
Plaintiff BANK OF AMERICA, N.A., successor by merger to BAC HOME LOANS  
SERVICING, LP FKA COUNTRYWIDE HOME LOANS SERVICING, LP, ("BANK OF  
AMERICA, N.A.") by and through their respective counsel hereby agree and respectfully  
request that this Court continue the settlement conference currently scheduled for  
November 2, 2018 to **December 11, 2018** or other date convenient to the Honorable

**Court**, in view of conflicts in schedules of the trial attorneys for the HOA in this matter. J. William Ebert, Esq. is scheduled to attend a firm trial in the case of *Saticoy Bay LLC vs. BAC Home Loans Servicing LP*, Case No. A-13-690466-C and A-14-698052-C with the District Court of Clark County, Nevada. Co-counsel Lisa J. Zastrow, Esq., on the other hand, is scheduled to appear in a hearing before the Nevada Dental Board in the matter of *Nevada State Board of Dental Examiners vs. Duff Kaster, DDS*, Case No. 2357-1612, which hearing date cannot be moved. Trial attorney for Bank of America, N.A. has also indicated unavailability until after first week of December.

The parties have entered into the agreement in good faith and not for purposes of delay. This is the parties' way of accommodating one another given the circumstances.

DATED this 19<sup>th</sup> day of October, 2018

DATED this 19<sup>th</sup> day of October, 2018.

AKERMAN, LLP

LIPSON NEILSON P.C.

*/s/ Jaime K. Combs*

*/s/ Lisa J. Zastrow*

\_\_\_\_\_  
ARIEL E. STERN, ESQ.  
Nevada Bar No. 8276  
JAMIE K. COMBS, ESQ.  
Nevada Bar No. 13088  
1635 Village Center Circle, Suite 200  
Las Vegas, Nevada 89134

\_\_\_\_\_  
J. WILLIAM EBERT, ESQ.  
Nevada Bar No. 2697  
LISA J. ZASTROW, ESQ.  
Nevada Bar No. 9727  
KAREN KAO, ESQ.  
Nevada Bar 14386  
9900 Covington Cross Drive, Suite 120  
Las Vegas, Nevada 89144

*Attorneys for Plaintiff  
Bank of America, N.A.*

*Attorneys for Defendant  
Sunrise Highlands Community Association*

Dated this 19<sup>th</sup> day of October, 2018

AYON LAW PLLC

*/s/ Luis Ayon*

\_\_\_\_\_  
Luis Ayon, Esq. (Bar No. 9752)  
8716 Spanish Ridge Ave., Suite 115  
Las Vegas, NV 89148

*Attorney for Kenneth Berberich*

**PROPOSED ORDER**

IT IS HEREBY ORDERED, based on the Parties' stipulation and for good cause shown, that:

1. The settlement conference scheduled on November 2, 2018 is continued to January 11, 2019. Plaintiffs must arrive at 8:30 a.m. Defendants must arrive at 9:00 a.m.
2. The deadline to submit settlement conference statements is re-set to seven calendar days prior to the new settlement conference date.

IT IS SO ORDERED.

DATED: October 22, 2018.

  
UNITED STATES MAGISTRATE JUDGE